

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: ) Group Art Unit:  
Michael Fitzpatrick )  
Serial No.: ) Examiner:  
Filed: 12-13-2001 )  
For: Food Products Containing )  
Whole Chia Seed or a Gluten-free ) Uniondale, New York  
Agglutinant Derived Therefrom )  
and Methods of Making Same )



INFORMATION DISCLOSURE STATEMENT

Honorable Assistant Commissioner  
for Patents  
Washington, D.C. 20231

Sir:

Attached hereto are Forms PTO-1449 listing documents believed relevant to the subject application. As per Rule 1.98(d), copies of the pertinent parts of the references cited thereon were supplied with Appn. Sr. Nr. 07/878,668 which was filed on 1992-5-5. That application is in the chain of applications being relied on for an earlier filing date under 35 U.S.C. 120. It is respectfully requested that these documents be considered by the examiner.

This disclosure statement should not be construed as a representation that a search has been made or that no other material information as defined in 37 C.F.R. § 1.56(a) exists.

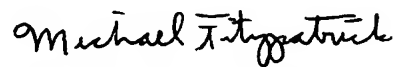
It is believed that this disclosure complies with the require-

ments of 37 C.F.R. §§ 1.56, 1.97, and 1.98, and the Manual of Patent Examining Procedures § 609. If for some reason the examiner considers otherwise, it is respectfully requested that the undersigned be called so that any deficiencies can be remedied.

Some of the documents may have markings thereon. No significance is meant to be attached to the markings.

These documents are not necessarily analogous art.

Respectfully submitted,

A handwritten signature in black ink that reads "Michael Fitzpatrick". The script is cursive and somewhat stylized, with the first letters of the first and last names being capitalized and prominent.

Michael Fitzpatrick

Applicant Pro Se

516-564-4752

FORM PTO-1449  
(REV. 7-80)U.S. DEPARTMENT OF COMMERCE  
PATENT AND TRADEMARK OFFICE

ATTY. DOCKET NO.

SERIAL NO.

## LIST OF BACKGROUND ART CITED BY APPLICANT

(Use several sheets if necessary)

APPLICANT

Michael Fitzpatrick

FILING DATE

Filed Herewith

GROUP

1761

 11011 U.S. PTO  
 10/022130  
 12/13/01

## U.S. PATENT DOCUMENTS

| *EXAMINER<br>INITIAL | DOCUMENT NUMBER | DATE | NAME             | CLASS | SUBCLASS | FILING<br>DATE |
|----------------------|-----------------|------|------------------|-------|----------|----------------|
| AA                   | 5 0 0 9 9 1 6   | 1991 | J. Colliopoulos  | 426   | 615      | 8-7-85         |
| AB                   | 3 8 7 9 1 8 8   | 1975 | C.D. Fritz et al | 71    | 86       | 1-20-72        |
| AC                   | 4 7 8 4 8 6 7   | 1988 | G. Labaw et al   | 426   | 309      | 3-21-86        |

## FOREIGN PATENT DOCUMENTS

|    | DOCUMENT NUMBER | DATE | COUNTRY | CLASS | SUBCLASS | TRANSLTN<br>YES NO |
|----|-----------------|------|---------|-------|----------|--------------------|
| AD |                 |      |         |       |          |                    |

## OTHER BACKGROUND ART (Including Author, Title, Date, Pertinent Pages, Etc.)

|    |                                                                                                                                  |
|----|----------------------------------------------------------------------------------------------------------------------------------|
| AE | Elizabeth and Dr. Elton Baker, The UNcook Book, 1980, pp. 66, 72, 104-113, 118, 154, 165, Communication Creativity, Saguache, CO |
| AF | Steve Meyerowitz, "Sprout Bread", 1989, page 21, The Sprout House, Great Barrington, MA                                          |
| AG | Leslie and Suzannah Kenton, "Raw Energy", 1984, pp. 264-266, Warner Books, New York, NY                                          |
| AH | Martha H. Oliver, "Add a Few Sprouts", 1975, pp. 63-64, Keats Publishing, New Canaan, Connecticut.                               |
| AI | Kuei-Ying Lin; Daniel, J.R.; Whistler, R.L.; Carbohydrate Polymers, (1994) 23 (1) 13-18, 25 ref. ISSN: 0144-8617                 |
| AJ | Richard Lucas, "Common & uncommon uses of HERBS for HEALTHFUL LIVING, 1969, 39-41, Arco Publishing, Inc, New York, NY 10003      |

EXAMINER

DATE CONSIDERED

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

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(REV. 7-80)U.S. DEPARTMENT OF COMMERCE  
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|----------------------|----|-----------------|------|------|-------|----------|----------------|
|                      | AK |                 |      |      |       |          |                |
|                      | AL |                 |      |      |       |          |                |
|                      | AM |                 |      |      |       |          |                |

**FOREIGN PATENT DOCUMENTS**

|  |    | DOCUMENT NUMBER | DATE | COUNTRY | CLASS | SUBCLASS | <u>TRANSLTN</u> |    |
|--|----|-----------------|------|---------|-------|----------|-----------------|----|
|  |    |                 |      |         |       |          | YES             | NO |
|  | AN |                 |      |         |       |          |                 |    |

**OTHER BACKGROUND ART (Including Author, Title, Date, Pertinent Pages, Etc.)**

|  |    |                                                                                                               |
|--|----|---------------------------------------------------------------------------------------------------------------|
|  | AO | Troller, J. and Christian, J., Water Activity and Food,<br>Academic Press, pg. 39-40, 79-80, 103-106, and 214 |
|  | AP |                                                                                                               |
|  | AQ |                                                                                                               |
|  | AR |                                                                                                               |
|  | AS |                                                                                                               |
|  | AT |                                                                                                               |

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